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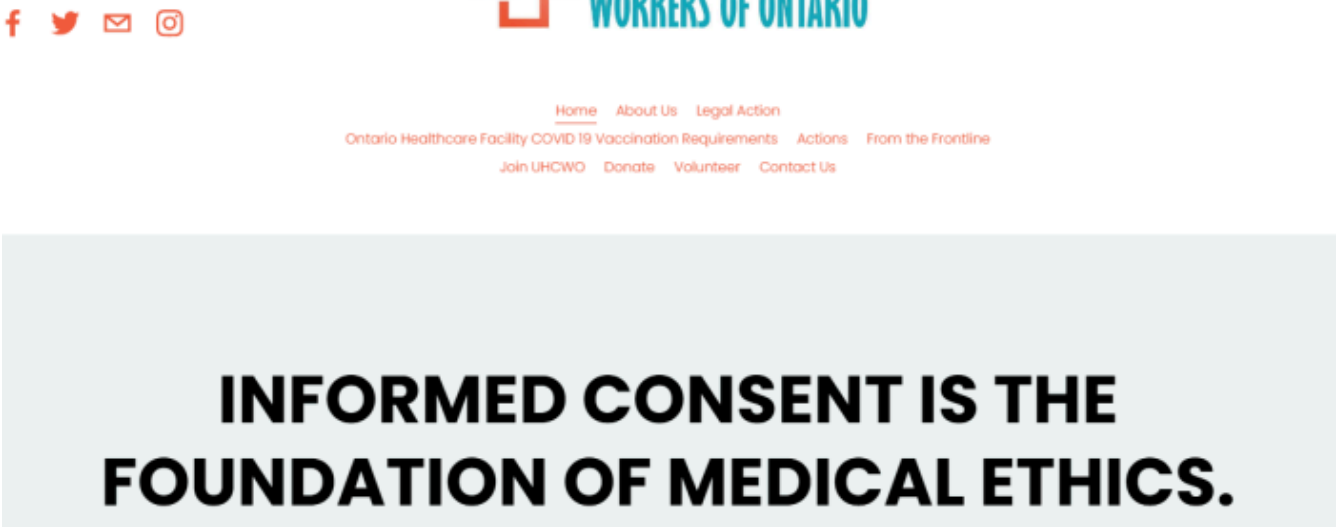
MARCH 4, 2025 BY RONNIE

UHCWO Files Proposed Class Action Over s.2(d) Violations


UHCWO
UNITED HEALTH CARE WORKERS OF ONTARIO
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INFORMED CONSENT IS THE FOUNDATION OF MEDICAL ETHICS.

Back in August, a Proposed Class Action was filed in Oshawa (Durham). This had to do with health care workers who were forced from their jobs over the injection mandates. The Representative Plaintiff, Lisa Wolfs, had been terminated, despite being medically cleared to work.

UHCWO, or United Health Care Workers of Ontario, is the group behind this case. They posted a draft version of the Statement of Claim, but the filed one is available to read.

The case centers around the idea that the Government interfered with employment relations, by inducing a breach of contract. For Wolf, she is a member of the Ontario Nurses Association, and part of their collective bargaining agreement. It's a now familiar theme from Umar Sheikh, which has had some success in Federal Court.

Here, the labour agreement is between: (a) Wolfs, as an employee; (b) the ONA; and (c) London Health Sciences Centre, the employer. This matters as the Ontario Government is *not a party* to the contract. Hence, they can't ask the Court to strike the case for lack of jurisdiction.

UHCWO Is Another s.2(d), Freedom Of Association Case

Electronically issued / Délivré par voie électronique : 01-Aug-2024
Oshawa Superior Court of Justice / Cour supérieure de justice

Court File No./N° du dossier du greffe : CV-24-00001689-00CP

ONTARIO
SUPERIOR COURT OF JUSTICE

BETWEEN:

LISA WOLFS

Plaintiff

and

HIS MAJESTY THE KING IN RIGHT OF THE PROVINCE OF ONTARIO and DR. KIERAN MICHAEL MOORE IN HIS CAPACITY AS CHIEF MEDICAL OFFICER OF HEALTH FOR THE PROVINCE OF ONTARIO

Defendants

These particular arguments have been made before, with some success.

> Tortious Inducement to Breach Contractual Relation
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> .
>
> 37. The Plaintiff and Class Members plead that the Order was issued in bad faith as:
>
> a. The stated objectives of the Order were either known or could reasonable be known to be

unachievable and therefore false;
b. The risks of adverse harm as a result of complying with the Order was either known to the CMOH or the CMOH acted with reckless indifference to the harm or willful blindness; and
c. The Order mandated vaccinations that did not prevent transmission of COVID-19 and such fact was either known to the CMOH, or the CMOH acted with reckless indifference or willful blindness resulting in foreseeable harm.

38. The Order ***introduced new terms and conditions*** for continued employment which ***were not negotiated nor contemplated under the Contract***.

39. The Plaintiff and Class Members have either refused to share their vaccination status or are otherwise unvaccinated and thus did not conform to the Order and were placed on leave without pay, effectively a suspension, and some were subsequently terminated from employment.

40. The Plaintiff and Class Members allege that the following actions taken by Provincially regulated Healthcare facilities ("the Employers") were in ***breach of their contractual employment agreements and induced by the Order:***
a. Disclosure of private medical information;
b. Being placed on a leave without pay; and
c. Termination of their employment.

41. Ms. Wolfs pleads that mandating COVID-19 vaccinations and ***terminating her employment constituted a breach of the ONA Agreement***.

42. The Plaintiff and Class Members state that at all material times, their employment contracts were valid and binding upon their Employers. As their Employers ***have unlawfully purported to suspend or terminate the Plaintiff and Class Members' contractual agreements*** and have refused to pay the sums owing to the Plaintiff and Class Members, the Employers are in ***breach of their contractual employment agreements***.

43. As the Chief Medical Officer of Health, the Defendant was aware of the existence of the contractual employment agreements when he decided to issue the Order.

> 44. The Plaintiff and Class Members allege that the ***Defendants intended to and caused and/or induced the Employers to breach contractual employment agreements*** by their actions in relation to: the disclosure of private medical information; imposition of a leave without pay;

Section s.2(d) of the Charter is the freedom of association provision. The argument here is that the Government meddling with employment contracts of other people violated their right to do business together. Presumably, none of these hospitals would have fired anyone, except for this interference.

Currently, Sheikh and Wood have 5 Proposed Class Actions:

- Payne (Federal)
- Hill/Free To Fly (Federal)
- B.C. Public Sector Employees for Freedom
- United Health Care Workers of B.C
- United Health Care Workers of Ontario

Payne is under appeal after surviving a Motion to Strike.
Hill survived a Motion to Strike, making minor amendments.
The 2 B.C. cases will have Applications to Strike and Certify heard together.
The Ontario case has just the Statement of Claim.

How These Various Proposed Class Actions Differ

CASE NAMES	PAYNE/BCPSEF	HILL/UHCWBC/UHCWO
Government Workers?	Yes	No
Filed Federally?	Payne	Hill
Filed in B.C.?	BCPSEF	UHCWBC
Filed in Ontario.?	n/a	UHCWO
Wrongful Termination by Gov't?	Yes	No
Inducement to Breach Contract?	No	Yes

Breach s.2(d) Charter Rights?	Yes	Yes
Malfeasance of Public Office?	Yes	Yes

Despite the similarities, there are 2 important differences.

First is the jurisdiction. There are 2 Federal cases, 2 in B.C., and 1 in Ontario. It changes how quickly the cases can be moved along, and has considerable cost consequences for litigants. Given that Ontario is the most expensive, it makes sense to let that proceed last.

Second, there's a divide in the arguments that are being made. Payne and BCPSEF both involve Government workers. They're arguing that *their employer* breached their contracts. By contrast, Free To Fly, UHCWO and UHCWBC argue that the Government *induced a breach of contract* by third parties, namely their respective employers. This puts the latter group in a stronger position, since union agreements cannot be invoked by non-parties.

Payne is a wild card for another reason. Although the case survived a Motion to Strike, Ottawa has since appealed that decision. It could very easily end up at the Supreme Court of Canada.

UCHWO Sidesteps The Disaster That Dorceus Case Is

Although Wolfs/UHCWO and Dorceus both revolve around vaccine passports, and the medical profession in Ontario, their set up is night-and-day different.

See parts 1, 2, 3 and 4 for background information on Dorceus.

(a) UHCWO ***sues only*** the Ontario Government, and Kieran Moore, the Chief Medical Officer of Health. While health care workers are routinely unionized, it's with a hospital or clinic. Collective bargaining agreements are between: (I) the employee; (II) the union; and (III) the employer. Since the Government presumably isn't a party to *any* such contract, they have no standing to assert any arbitration requirement.

(b) UHCWO centers its case around *tortious inducement to breach contractual relations*, along with malfeasance and Section 2(d) of the Charter, or freedom of association. These are torts that a Civil Court can in fact address. There's none of the: International Criminal Court; Nuremberg Code; Helsinki Declaration; crimes against humanity, etc… that plagued Dorceus.

(c) UCHWO is quite clearly structured as an employment claim. It's primary grievance is wrongful termination, albeit, instigated by outside parties. Dorceus is just a toned down version of the Action4Canada suit, struck as "bad beyond argument".

(d) UHCWO is set up as a Proposed Class Action. This is a much more efficient option when dealing with hundreds — or even thousands — of potential Plaintiffs. And that leads to the next point:

(e) UHCWO pleads facts about its Representative Plaintiff, Lisa Wolfs. While brief, there's enough background information provided to understand her situation. That doesn't happen (at all) in Dorceus, for any Plaintiff.

(f) UHCWO provides enough particulars (details) about malfeasance that the case should be okay. However, it doesn't drift into full conspiracy mode like Dorceus does.

Certification Will Be Next Major Challenge

In order to be certified as a Class Action, a Judge will need to be convinced that this is a viable option. One of the considerations is whether there will be enough money set aside to see it through. That is an open question.

After years of defective cases brought forward by Galati, Grey, Christensen, and others, it may be hard to convince others to participate, or even to donate. No one wants to be involved if they think there's gross incompetence, or deliberate sabotage. There's understandably fatigue in all of this.

It would be nice to see at least one case get to Trial.

Yes, this site is endlessly critical of shoddy filings. However, the ones mentioned here are well written, and advance arguments that are capable of being adjudicated. Being Class Actions, there's potential to get justice for many, many people. CSASPP, still under reserve, gets an honourable mention.

UHCWO GENERAL LINKS:
(1) https://uhcwo.ca/
(2) https://x.com/uhcwo

UHCWO COURT DOCUMENTS:

(1) Wolfs Draft Statement Of Claim

(2) Wolfs Statement Of Claim August 2024

BCPS EMPLOYEES FOR FREEDOM COURT DOCUMENTS:

(1) BCPS Notice Of Civil Claim October 2023

(2) BCPS Amended Notice Of Civil Claim April 2024

(3) BCPS Response To Civil Claim May 2024

(4) BCPS Requisition Case Management August 2024

(5) BCPS Notice Of Application Certification October 2024

(6) BCPS Notice Of Application To Strike October 2024

(7) BCPS Response To Application To Strike November 2024

(8) BCPS Consent Order Scheduling Of Materials January 2025

UHCWBC COURT DOCUMENTS:

(1) UHCWBC Notice Of Civil Claim October 2023

(2) UHCWBC Amended Notice Of Civil Claim April 2024

(3) UHCWBC Response To Notice Of Civil Claim May 2024

(4) UHCWBC Amended Response To Notice Of Civil Claim May 2024

(5) UHCWBC Requisition For Case Management Scheduling August 2024

(6) UHCWBC Notice Of Application For Certification October 2024

(7) UHCWBC Response To Application For Certification October 2024

(8) UHCWBC Notice Of Application To Strike Claim October 2024

(9) UHCWBC Consent Order Scheduling October 2024

(10) UHCWBC Response To Application To Strike November 2024

FREE TO FLY FEDERAL COURT DOCUMENTS:

(1) Hill Proposed Class Action Statement Of Claim May 2023

(2) Hill Order Case Management June 2023

(3) Hill Amended Statement Of Claim October 2023

(4) Hill Defendant Motion Record To Strike Claim April 2024

(5) Hill Plaintiff Responding Motion Record To Strike Claim May 2024

(6) Hill Plaintiff List Of Proposed Amendments May 2024

(7) https://www.canlii.org/en/ca/fct/doc/2025/2025fc242/2025fc242.html

PAYNE APPEAL DOCUMENTS:

(1) Payne Notice Of Appeal January 2025

(2) Payne Notice Of Appearance January 2025

PAYNE FEDERAL COURT DOCUMENTS:

(1) Payne Statement Of Claim October 2023

(2) Payne Notice Of Intent To Defend November 2023

(3) Payne Letter Intent To Strike May 2024

(4) Payne Defendant Motion Record To Strike August 2024

(5) Payne Plaintiff Responding Motion Record October 2024

(6) https://www.canlii.org/en/ca/fct/doc/2025/2025fc5/2025fc5.pdf

(7) https://www.canlii.org/en/ca/fct/doc/2025/2025fc5/2025fc5.html

CANADA, EMPLOYMENT, PROCEDURAL, S.2(D), VACCINES

2 Replies to “UHCWO Files Proposed Class Action Over s.2(d) Violations”

csis_spy

MARCH 4, 2025 AT 3:57 PM

I was fired in 2023 from a diff (municipal) union position for refusing to be a lab rat for the bogus “disease”…. prev was the flu, turnsout they are almost all bogus!!!

Ehren Rebmann

MARCH 4, 2025 AT 4:11 PM

The whole plandemic is a case of government and institutional malfeasance, even criminality. Crimes against humanity were, and are still being perpetrated. An illness with a 99% recovery rate is not a pandemic. Alternate treatments were available. These evil actors need to be jailed and possibly hung. And then they forced the jab on young children, who have zero risk of death from covid, causing Alberta’s death rate of babies to soar more than 3000%. Prosecute these liars and murderers to the fullest extent of the law; that is, if all judges haven’t already been suborned. This is WWIII.